**HIGH COURT OF CHHATTISGARH: BILASPUR**

**Writ Petition (C) No. 3950 of 2007**

**Single Bench: Hon'ble Shri Jagdish Bhalla, Acting Chief Justice**

**PETITIONER**

Sanjay Agrawal, aged about 45 years, S/o. Ramkishan Agrawal, R/o. Chhattisgarh Distributors above Saluja Tent House, Ramsagarpara, Raipur, Dist. Raipur, CG.

Versus

**RESPONDENTS**

1) Rajkumar Gupta, S/o. Late Bharat Prasad Gupta, aged about 40 years, r/o. Sikolabhata, Durg, Dist. Durg, CG.

2) 6th Additional District Judge, Durg, Dist. Durg, CG.

3) State of Chhattisgarh, through Secretary, Law & Company Affairs, D.K.S. Bhawan, Raipur, CG.

4) Chhattisgarh Distributors through Proprietor Satish Agrawal, S/o. Late Ramkishan Agrawal, R/o. Chhattisgarh Distributors above Saluja Tent House, Ramsagarpara, Raipur, Dist. Raipur, CG.

(Writ Petition under Article 227 of the Constitution of India)

**Present:** Shri C.R. Sahu, counsel for the petitioner.
Shri Vinay Harit, Dy. Advocate General for the State.

**ORAL ORDER**
**(Passed on 9th July, 2007)**

The petitioner has approached this Court after being aggrieved by the impugned order passed by the Execution Court wherein the objections were rejected by speaking order. However, according to the petitioner, he had

entered into an agreement with opposite party No.1. and after depositing Rs.60,000/- he could not deposit rest of the money within the prescribed time. Therefore, now the opposite party moved an application to recover Rs.50,000/- instead of Rs.12,000/-. In this connection, the petitioner moved an application before the trial Court with a prayer that the decree be confined to Rs.60,000/- only but the said application was rejected by the Execution court.

2) Counsel for the petitioner failed to substantiate any illegality in the impugned order. Therefore, no further interference is warranted by this Court under Article 227 of the Constitution of India. Accordingly, the petition is dismissed.

**Sd/-**
**Acting Chief Justice**

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